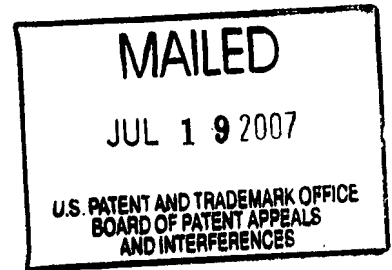


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte MICHAEL F. CULBERT

Application 09/816,290
Technology Center 2600



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on April 30, 2007. A review has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below:

The USPTO received an Information Disclosure Statement (IDS) submitted by Appellant on April 30, 2007. It is not clear from the record whether the Examiner properly initialed and considered the IDS or whether the Examiner notified Appellant why his submission did not meet the criteria set forth in 37 C.F.R. §§ 1.97 and 1.98.


Application 09/816,290

Accordingly, it is

ORDERED that the application is returned to the Examiner:

- (1) to properly consider the IDS received April 30, 2006, mail initialed PTO-1449 to Appellant;
- (2) and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 
PATRICK J. NOLAN
Deputy Chief Appeals Administrator
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